

1
2
3
4
5
6 STEVE DALE PERCELLE,
7 Plaintiff,
8 v.
9 STEVEN PEARSON, et al.,
10 Defendants.

11 Case No. 12-cv-05343-TEH

12
13
14
15
16
17
18
19
ORDER TO SHOW CAUSE

20 On June 13, 2016, the parties in this case appeared for a second pre-trial conference.
21 During the conference, the Court discussed with counsel the admissibility of certain
22 evidence Plaintiff's counsel intended to offer at trial. Based on the discussion, the Court
23 ruled that the evidence in question would not be admissible at trial. Plaintiff's counsel
24 attempted to re-argue the admissibility of the evidence, but the Court made clear that its
25 ruling was final, and that the Court would not argue with counsel on the matter. The Court
26 confirmed that Plaintiff's counsel heard and understood its ruling, and stated that the Court
27 and counsel would move on.

28 Despite the Court's clear statement that it would not hear argument on the matter,
29 Plaintiff's counsel began to speak, in order to re-argue the admissibility of the evidence.
30 The Court stated that it would have a hearing on whether to hold Plaintiff's counsel in
31 contempt.

32 ///

33 ///

34 ///

35 ///

36 ///

Accordingly, Plaintiff's counsel is hereby ORDERED to SHOW CAUSE as to why contempt sanctions should not be issued due to Plaintiff's counsel's failure to follow the Court's order to cease argument about the aforementioned evidentiary matter. The show cause hearing shall be held on **Monday, August 1, 2016, at 2:30 PM** in Courtroom 2, 17th Floor of the Phillip Burton Federal Building. Defendants' counsel need not appear at the hearing. If Plaintiff's counsel wishes to file a written response, he must do so on or before **Friday, July 22, 2016.**

IT IS SO ORDERED.

Dated: 06/15/16

Thehton E. Henderson
THELTON E. HENDERSON
United States District Judge

United States District Court
Northern District of California